IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 1061 (M/S) of 2006

1. Ruchita Chauhan, D/o Sri Chetan Singh, R/o Mohalla - Gujratiyan, Teachers Colony, near thakurwada Bus Stand Jaspur, District – Udham Singh Nagar.

2. Sashi Bala, D/o Sri Bhagwan Dass, Irrigation Department Office, Block Colony, Jaspur, District - Udham Singh Nagar.

3. Navita, D/o Smt. Radha Rani, R/o Mohalla – Gujratiyan, near Dhokaliya, Mandir, District – Udham Singh Nagar.

……Petitioners

V e r s u s

The Uttaranchal Shiksha
Evam Pariksha Parishad Ramnagar,
through its Secretary. **……Respondent**

Hon'ble M.M. Ghildiyal, J.

Heard Sri S.C. Bhatt, learned counsel for the petitioner and Smt. Seema Joshi, learned counsel for respondent.

Learned counsel for both the parties are agree to decide the writ petition at its admission stage itself.

By means of this writ petition, the petitioner has prayed for the following reliefs:

(a) Issue a writ, order or direction in the nature of Mandamus commanding the respondents to recheck, revaluate, and scrutinized the examination copies of the petitioners in the above subjects by some expert examiners in presence of petitioners and their parents and the respondent be further directed to correct the marksheets of the petitioners accordingly.

(b) *Pass such other, which this Hon'ble Court may deem fit and proper in the facts and circumstances of the case may also be passed in favour of the petitioner.*

(c) *award the costs of the writ petition*

During the course of the argument, learned counsel for the petitioners has prayed that he wants to withdraw the writ petition on behalf of petitioner nos. 1 and 3.

Permission is granted.

Writ petition is dismissed as withdrawn on behalf of petitioner nos. 1 and 3. However, liberty is given to petitioners no. 1 and 3 to file fresh writ petition separately.

Present writ petition shall be proceeded on behalf of petitioner no. 2 only.

The prayer in the writ petition is for rechecking / revaluation / scrutiny of answer books of all the subjects of the petitioner. Petitioner appeared in the intermediate examination, 2006 conducted by respondent.

There is no provision for rechecking or revaluation of the answer books and as such, relief, as prayed by the petitioner cannot be granted to her for revaluating / re-checking of the answer books. So far as scrutiny of the answer books is concerned, petitioner has submitted that she has already applied for scrutiny of answer books of all subjects along with prescribed fees but respondents have yet not declared the result of scrutiny.

During the course of argument learned counsel for the petitioner has prayed that respondent may be directed to declare the result of scrutiny as early as possible.

The prayer is innocuous. Respondent is directed to declare the result of scrutiny of the petitioner's answer sheets for which she has applied within a period of three months from the date of production of certified copy of this order.

With this directed writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J)

August 08, 2006
SKSharma